IN THE HIGH COURT OF JUDICATURE
AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.915 OF 2007
IN
CRIMINAL APPEAL NO.538 OF 2003

Shivaji Anandrao Kawale ...Applicant
Vs.
The State of Maharashtra ...Respondent

Ms. Revati Mohite Dere for Applicant
Mr. A.R. Patil, A.P. P for Respondent State

CORAM: DR. S. RADHAKRISHNAN &
SMT.ROSHAN DALVI, JJ.
DATED: 13TH AUGUST, 2007

P.C.

1. Heard learned Counsel for the applicant and the learned A.P.P for the Respondent State.

2. Learned A.P.P had earlier sought adjournment on 9th August, 2007 to take instructions in the above and for filing affidavit in reply. Till date the learned A.P.P has not filed any affidavit. In the above circumstances and also in view of the present application of the applicant seeking permission to enter Kolhapur for the purpose of engagement ceremony of his son which has been fixed on 14th August, 2007, in the

interest of justice, we permit the applicant to enter Kolhapur City to attend the engagement ceremony, for distribution of wedding cards, marriage ceremony on 26th August, 2007 and also other religious ceremonies which are performed after marriage.

3. In view thereof the Petitioner is allowed to enter City of Kolhapur and remain therein up to 31st August, 2007.

4. The Petitioner shall attend Rajarampuri Police Station, Kolhapur every alternate day between 3.00 p.m to 5.00 p.m and in case of any default he shall be taken into custody and kept out of City of Kolhapur.

5. The learned A.P.P assures that he will inform the concerned Police Station (i.e. Rajarampuri Police Station, Kolhapur) with regard to the aforesaid order.

6. Application stands disposed of accordingly.

Parties to act on authenticated copy of this order.

(SMT. ROSHAN DALVI, J.) **(DR. S. RADHAKRISHNAN, J.)**